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BURNS DOANE SWECKER & MATHIS LLP  
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Date: June 24, 2004

**TO:** Examiner San Ming R. Hui

**Fax Number:** 703-872-9306

**Company:** U.S. Patent & Trademark Office

**Telephone:**

**Your Reference:** U.S. Application No. 10/043,659

**FROM:** Whitney Hapangama

**Telephone:** 703.838.6684

**Our Reference:** 005699-512

**Sent By:** Charlotte

**Number of Pages** 17  
**Including Cover:**

Message

JUN 24 2004

Patent  
Attorney Docket No. 005699-512

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

In re Patent Application of

L. David WATERBURY et al.

Application No.: 10/043,659

Filing Date: January 8, 2002

Title: USE OF ARYL NITRONE COMPOUNDS IN METHODS FOR TREATING NEUROPATHIC PAIN

Group Art Unit: 1617

Examiner: San Ming R. Hui

Confirmation No.: 5999

## AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

☐ A Petition for Extension of Time is also enclosed.☐ Terminal Disclaimer(s) and the ☐ \$55.00 (2814) ☐ \$110.00 (1814) fee per  
Disclaimer due under 37 C.F.R. § 1.20(d) are also enclosed.☒ Also enclosed is/are a copy of Limited Recognition Under 37 CFR 10.9(b)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_☐ Small entity status is hereby claimed.☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the  
☐ \$385.00 (2801) ☐ \$770.00 (1801) fee due under 37 C.F.R. § 1.17(e).☐ Applicant(s) requests that any previously unentered after final amendments not be entered.  
Continued examination is requested based on the enclosed documents identified above.☐ Applicant(s) previously submitted \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_on \_\_\_\_\_  
for which continued examination is requested.☐ Applicant(s) requests suspension of action by the Office until at least \_\_\_\_\_,  
which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R.  
§ 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also  
enclosed.BURNS DOANE  
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(3/04)

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JUN 24 2004

Attorney Docket No. 005699-512

Application No. 10/043,659

- ☒ No additional claim fee is required.  
☐ An additional claim fee is required, and is calculated as shown below.

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AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	16	MINUS 20 =	0	x \$18.00 (1202) =	\$ 0.00
Independent Claims	1	MINUS 3 =	0	x \$86.00 (1201) =	\$ 0.00
If Amendment adds multiple dependent claims, add \$290.00 (1203)					
Total Claim Amendment Fee					\$ 0.00
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					\$ 0.00
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					\$ 0.00

- ☐ A check in the amount of \_\_\_\_\_ is enclosed for the fee due.  
☐ Charge \_\_\_\_\_ to Deposit Account No. 02-4800.  
☐ Charge \_\_\_\_\_ to credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17, 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER &amp; MATHIS, L.L.P.

P.O. Box 1404  
 Alexandria, Virginia 22313-1404  
 (703) 836-6620

Date: June 24, 2004

By

G. Whitney Hapangama

Limited Recognition Under 37 CFR 10.9(b)  
 (See Attached Document)

I hereby certify that this correspondence is being submitted by facsimile transmission to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, to the following facsimile number:

Facsimile Number: 703-872-9306

Date of Transmission: June 24, 2004

*Charlotte R. Kaminsky*  
 Charlotte R. Kaminsky

Typed Name:

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Page 2 of 2

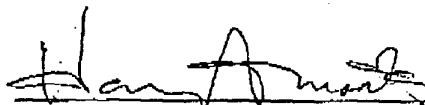
**BEFORE THE OFFICE OF ENROLLMENT AND DISCIPLINE  
UNITED STATE PATENT AND TRADEMARK OFFICE**

**LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)**

G. Whitney Hapangama is hereby given limited recognition under 37 CFR § 10.9(b) as an employee of Burns, Doane, Swecker & Mathis LLP to prepare and prosecute patent applications in which the patent applicant is a client of Burns, Doane, Swecker & Mathis LLP, and the attorney or agent of record in the applications is a registered practitioner who is a member of Burns, Doane, Swecker & Mathis LLP. This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) G. Whitney Hapangama ceases to lawfully reside in the United States, (ii) G. Whitney Hapangama's employment with Burns, Doane, Swecker & Mathis LLP ceases or is terminated, or (iii) G. Whitney Hapangama ceases to remain or reside in the United States on an H-1 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

**Expires: May 14, 2005**



**Harry I. Moatz**

**Director of Enrollment and Discipline**